HONOURABLE SRI JUSTICE K.C. BHANU

W.P.No.20537 of 2005

Dated 19th September, 2005

Between:

Janardhanapurappu Papa Rao .. Petitioner

And

The District Registrar,

Registration & Stamps, Krishna

District, Machilipatnam and two others .. Respondents

HONOURABLE SRI JUSTICE K.C. BHANU

W.P.No.20537 of 2005

ORAL ORDER:

This writ petition is filed challenging the proceedings dated 9.5.2005 issued by the 1st respondent.

Heard the learned counsel for the petitioner and the learned

Government Pleader for Stamps and Registration and perused the material placed on record.

There is a dispute with regard to the President of the Rajakajana Seva Sangham. The 1st respondent-District Registrar advised the petitioner to seek redressal before the Court of law under the provisions laid down in Section 23 of the A.P. Societies Registration Act, 2001. The claim of the petitioner is that he is the existing President of the said Sangham, but the 3rd respondent made a representation to the 1st respondent stating that he is the President of the Rajakajana Seva Sangham. Since there is a dispute with regard to the President of the Sangham, the same cannot be resolved or determined by this Court in exercise of its powers under Article 226 of the Constitution of India. Even the 1st respondent is also not competent to decide such a disputed question of fact. Therefore, the 1st respondent advised the petitioner to seek redressal before the appropriate authority as contemplated under Section 23 of the A.P. Societies Registration Act, 2001. Therefore, the impugned proceedings do not suffer from any legal infirmities warranting interference of this Court.

Hence, the writ petition is devoid of merits and is dismissed. However, all the remedies as may be available under law are left open to the petitioner. No costs.

19.09.2005

bcj